

**Village Council
Tuesday,
September 7, 2010
7:00 PM**

Minutes

Call to Order: Mrs. Rush-Ekelberry called the meeting to order at 7:00pm.

Pledge of Allegiance: Mr. Deeds led the Pledge of Allegiance.

Roll Call:

John Bender	Rick Deeds	Steve Donahue	Bobbie Mershon
Marilyn Rush-Ekelberry		Leah Turner	James Wynkoop

Approval of Minutes:

Mr. Donahue moved to approve the minutes from the August 16th, 2010 Council and Public meetings, as well as the Committee of the Whole meeting on August 30th, 2010; seconded by Dr. Bender.

VOTE: **AYES** Dr. Bender, Mrs. Mershon, Mr. Donahue, Mr. Wynkoop
 Mrs. Rush-Ekelberry, Mrs. Turner, Mr. Deeds

NAYS

Motion passed.

Communications & Petitions:

A proclamation was made by Mayor Ebert declaring September 17th through 23rd, 2010 to be Constitution Week.

A letter was received from WOW Internet, Cable and Phone notifying the Village that GOLF HD, AMC HD and Bravo HD is being added to the channel lineup.

A letter was received from WOW Internet, Cable and Phone notifying the Village that TV ONE will be added to the Digital Basic Lineup on channel 362 on October 1, 2010

A letter was received from Chief John Eisel of the Violet Township Fire Department inviting the Village to the Annual Violet Township Fire Department Open House on Sunday, October 10, 2010 from 1:00 – 3:00 PM at Station 592.

A letter was received from Ronald J. Mills, Executive Director of the Solid Waste Authority of Central Ohio asking for the Village's support for the proposed rate increase.

Mr. Peoples presented the Walnut Woods Metro Park Conceptual Plan (Draft). Grants have been received from the Ohio EPA. Work on some of the trails has already begun. It will progress as a multi-year project. Discussion ensued.

Village Residents Comments:

Five-minute limit per person

Jeff Fasone, of 6600 Gender Rd. and Captain of the Madison Township Fire Department, stated that he is here as a liaison at the meetings and available to answer any questions as they arise. He also wanted to address some of the fund-raising efforts that they have done here in the Village. They hosted a guest bartending event at Shades Restaurant, a 50/50 raffle and a grill raffle and those raised a little over \$2000. Their solicitations in the intersections around Labor Day raised around \$6300 for a total of \$8300 for MDA.

Frank Hirsch, the Health Commissioner for the Fairfield Department of Health, stated that they received a letter from the Village requesting a proposal for their services. He wanted to introduce himself and let us know they plan to be around no matter what happens with the contract. They intend to do much outreach in the area and were excited to see the request for the proposal. Literature was passed out. The Health Department has been servicing the area of Canal Winchester within Fairfield County for years. He spoke about a health center that exists for those with no insurance or low insurance. It is in Lancaster, but all are welcome.

ORDINANCES:

THIRD READING

Sponsor: Mr. Deeds

O-10-08B AN ORDINANCE TO AUTHORIZE THE MAYOR TO ENTER INTO A CONTRACT WITH RESOURCE INTERNATIONAL INC. FOR CONDUCTING SERVICES RELATING TO CONSTRUCTION TESTING FOR THE PERIOD FROM JANUARY 1, 2011 THROUGH JANUARY 1, 2013.

Mr. Deeds read the Ordinance and moved to adopt Ordinance 35-10; seconded by Mrs. Mershon.

VOTE: **AYES** Dr. Bender, Mrs. Mershon, Mr. Donahue, Mr. Wynkoop
Mrs. Rush-Ekelberry, Mrs. Turner, Mr. Deeds

NAYS

Motion passed.

Sponsor: Mr. Wynkoop

O-10-08C AN ORDINANCE TO CHANGE THE NAME OF EICHHORN STREET

Mr. Wynkoop read the ordinance and moved to adopt Ordinance 36-10; seconded by Mrs. Mershon.

VOTE: **AYES** Dr. Bender, Mrs. Mershon, Mr. Donahue, Mr. Wynkoop
Mrs. Rush-Ekelberry, Mrs. Turner, Mr. Deeds

NAYS

Motion passed.

SECOND READING

Sponsor: Mr. Donahue

O-10-08D AN ORDINANCE TO SET RATES FOR SPACE AT A BABY/MATERNITY ITEM SALE

Mr. Donahue read the ordinance; second reading only.

FIRST READING

Sponsor: Mrs. Mershon

O-10-09A AN ORDINANCE TO AUTHORIZE THE MAYOR TO ENTER INTO A CONTRACT WITH BRIAN BROTHERS RESTORATION LLC FOR THE TOWN HALL STORM WINDOW REPLACEMENT PROJECT AND DECLARING AN EMERGENCY

Mrs. Mershon read the ordinance and moved to suspend the rules for the second and third readings; seconded by Mrs. Turner.

VOTE: **AYES** Dr. Bender, Mrs. Mershon, Mr. Donahue, Mr. Wynkoop
 Mrs. Rush-Ekelberry, Mrs. Turner, Mr. Deeds

NAYS

Motion passed.

Mrs. Mershon moved to adopt Ordinance 37-10; seconded by Dr. Bender.

VOTE: **AYES** Dr. Bender, Mrs. Mershon, Mr. Donahue, Mr. Wynkoop
 Mrs. Rush-Ekelberry, Mrs. Turner, Mr. Deeds

NAYS

Motion passed.

Sponsor: Mr. Donahue

O-10-09B AN ORDINANCE TO AUTHORIZE THE MAYOR AND FINANCE DIRECTOR TO ENTER INTO A CONTRACT WITH SEALS CONSTRUCTION, INC. FOR THE CONSTRUCTION OF ROADWAY AND PARKING AT WALNUT CREEK PARK

Mr. Donahue read the ordinance; second reading only.

Sponsor: Mr. Deeds

O-10-09C AN ORDINANCE TO AUTHORIZE THE MAYOR TO ENTER INTO A HOST AGREEMENT WITH WASTE MANAGEMENT OF OHIO, INC. AND DECLARING AN EMERGENCY

Mr. Deeds read the ordinance and moved to suspend the rules for the second and third readings; seconded by Mrs. Turner and Mrs. Rush-Ekelberry.

VOTE: **AYES** Dr. Bender, Mrs. Mershon, Mr. Donahue, Mr. Wynkoop
 Mrs. Rush-Ekelberry, Mrs. Turner, Mr. Deeds

NAYS

Motion passed.

Mr. Deeds moved to adopt Ordinance 38-10; seconded by Mrs. Turner and Mrs. Rush-Ekelberry.

VOTE: **AYES** Dr. Bender, Mrs. Mershon, Mr. Donahue, Mr. Wynkoop
 Mrs. Rush-Ekelberry, Mrs. Turner, Mr. Deeds

NAYS

Motion passed.

RESOLUTIONS:

THIRD READING

Sponsor: Mr. Deeds

R-10-08A A RESOLUTION TO ADOPT THE FIVE YEAR CAPITAL IMPROVEMENTS
PLAN/MAINTENANCE OF EFFORT FOR THE CALENDAR YEARS 2011-2015 FOR
THE VILLAGE OF CANAL WINCHESTER OHIO

Mr. Deeds read the resolution and moved to adopt Resolution 08-10; seconded by Mrs. Mershon.

Mr. Deeds stated that he would like to make a note for next year that we could put in a place holder to
have a bridge over Little Walnut Creek and a bike path- phase 2.

VOTE: **AYES** Dr. Bender, Mrs. Mershon, Mr. Donahue, Mr. Wynkoop
Mrs. Rush-Ekelberry, Mrs. Turner, Mr. Deeds

NAYS

Motion passed.

Sponsor: Dr. Bender

R-10-08B A RESOLUTION APPROVING THE RECOMMENDATIONS OF
THE TAX INCENTIVE REVIEW COUNCIL FOR THE FRANKLIN
COUNTY TAX ABATEMENT AREAS WITHIN THE VILLAGE OF
CANAL WINCHESTER.

Dr. Bender read the resolution and moved to adopt Resolution 09-10; seconded by Mr. Donahue.

VOTE: **AYES** Dr. Bender, Mrs. Mershon, Mr. Donahue, Mr. Wynkoop
Mrs. Rush-Ekelberry, Mrs. Turner, Mr. Deeds

NAYS

Motion passed.

Sponsor: Mr. Donahue

R-10-08C A RESOLUTION APPROVING THE RECOMMENDATIONS OF
THE TAX INCENTIVE REVIEW COUNCIL FOR THE FAIRFIELD
COUNTY TAX ABATEMENT AREAS WITHIN THE VILLAGE OF
CANAL WINCHESTER.

Mr. Donahue read the resolution and moved to adopt Resolution 10-10; seconded by Dr.
Bender.

VOTE: **AYES** Dr. Bender, Mrs. Mershon, Mr. Donahue, Mr. Wynkoop
Mrs. Rush-Ekelberry, Mrs. Turner, Mr. Deeds

NAYS

Motion passed.

SECOND READING

Sponsor: Mr. Donahue

R-10-08E A RESOLUTION IN SUPPORT OF THE CANAL WINCHESTER JOINT RECREATION
DISTRICT BOND AND OPERATING LEVIES ON THE NOVEMBER 2, 2010 BALLOT

Mr. Donahue read the resolution; second reading only.

Tabled Ordinances

Sponsor: Mrs. Rush-Ekelberry (Postponed Indefinitely at Third Reading)

O-10-05F AN ORDINANCE TO AMEND PART 11 OF THE CODIFIED ORDINANCES AND THE
ZONING MAP OF THE VILLAGE OF CANAL WINCHESTER, REZONING 1.9 ACRES
FROM GENERAL COMMERCIAL (GC) TO PLANNED RESIDENTIAL DISTRICT
(PRD), OWNED BY WATERLOO CROSSING LIMITED, LOCATED ON THE
SOUTHWEST SIDE OF WEST WATERLOO STREET, APPROXIMATELY 100 FEET
WEST OF WINCHESTER CEMETERY ROAD

Mayor's Report:

SWRAB met on August 27th and agreed upon several questions they want to propose to SWACO.

The meeting with SWACO is scheduled for Sept 17th. Several communities should attend.

Mayor Ebert stated that the host agreement with Waste Management is a very good agreement. Even at \$12 / month, it is well below the average of the communities in the area. There will be three containers in the area for recycling. Dr. Bender added that the community will have to be educated on the need for recycling on their own. More information will come.

Fairfield County Sheriff:

Sgt. Kern stated that Labor Day festival went smoothly with no problems at the beer tent and no arrests. Mr. Donahue stated that there was good visibility of the deputies in the area throughout the weekend.

Sgt. Kern read the report.

Village Solicitor:

Mr. Hollins reiterated that the Waste Management agreement is a below-market price for the area and Staff is to be commended.

The goal of the meeting with SWACO is to hold up the rate increase until we are given some understanding of the need for the increase and the long-term goal is to get a picture of where they intend to go over the next few years. The communities have not been given the opportunity to be a part of that vision.

There is a need for an executive session for the purpose to discuss purchase or sale of real estate. Discussion ensued.

Finance Director:

See written report.

Public Works Director:

The Gender Rd micro-surfacing project that ODOT has been working on should start tonight. The work will be done during the night.

Our OPWC application was turned in today for the Gender Rd Phase 2 project.

Hydrant flushing starts September 20th and will run through October 15th.

Howe park pond improvements were discussed.

Development Director:

See written report.

Mrs. Rush-Ekelberry asked about Manifold-Phalor. Mr. Strayer stated they are moving in at this time.

Community Affairs Director:

The new air-conditioning unit was installed at the Community Center and is working well.

The pool has closed for the season. Final general maintenance to the pool is being done and then it can be shut down.

Halloween Beggar's Night will be on Thursday, October 28th from 5:30pm- 7:30pm this year.

